

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 12TH DAY OF MAY 2015/22ND VAISAKHA, 1937

WP(C).No. 14352 of 2015 (T)

PETITIONER(S):

**SUNILKUMAR, AGED 51 YEARS
S/O.OMANA, PUTHANPURAYIL, MEVALLOOR PO,
VELLOOR VILLAGE, VAIKOM TALUK, KOTTAYAM DISTRICT.**

BY ADV. SRI.P.M.ZIRAJ

RESPONDENT(S):

- 1. THE SENIOR GEOLOGIST,
DEPARTMENT OF MINING AND GEOLOGY
KOTTAYAM DISTRICT 686609.**
- 2. THE DIRECTOR,
MINING AND GEOLOGY, OFFICE OF THE MINING AND GEOLOGY
KESAVADASAPURAM, PATTAM, THIRUVANANTHAPURAM 695001.**
- 3. THE STATE OF KERALA,
REPRESENTED BY SECRETARY TO GOVERNMENT,
INDUSTRIES DEPARTMENT, GOVERNMENT OF KERALA,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695001.**

BY SENIOR GOVERNMENT PLEADER SRI.MOHAMMED SAVAD

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

PJ

WP(C).No. 14352 of 2015 (T)

APPENDIX

PETITIONER(S)' EXHIBITS

**P1: TRUE COPY OF THE MINING PERMIT DATED 03.12.2014 ISSUED BY THE FIRST
RESPONDENT TO THE PETITIONER**

**P2: TRUE COPY OF THE APPLICATION DATED 28.01.2015 SUBMITTED BY THE
PETITIONER BEFORE THE FIRST RESPONDENT**

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

A.MUHAMED MUSTAQUE, J.
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W.P(C).No.14352 of 2015
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Dated this the 12th day of May, 2015

JUDGMENT

The petitioner approached this Court aggrieved by non-consideration of the application submitted by him for renewal of mining permit. The petitioner submits that the Geologist insisted for production of environmental clearance and mining plan. The petitioner relies on Rule 12 of the Kerala Minor Mineral Concession Rules, 2015. The petitioner submits that in view of the fact that he is a holder of valid permit, which expired, he need not produce environmental clearance or mining plan.

2. Considering the facts and circumstances, there shall be a direction to the first respondent, after advertng to the above Rule, to consider the application submitted by the petitioner and dispose the same within a period of two weeks from the date of receipt of a copy of this judgment. It is made clear that fresh No Objection Certificate is not necessary from the District Collector for this purpose.

The Writ Petition is disposed of. No costs.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.

Sbna/13/05/15